IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 30TH OCTOBER 2007 / 8TH KARTHIKA 1929

WP(C).No. 32063 of 2007(P)

OS.50/2004 of MUNSIFF COURT,MANNARKAD
.....

PETITIONER: PLAINTIFF

MUHAMMED, AGED 68 YEARS,
S/O NOTTAN KANDAN KUNHAYAMU,
THIRUVIZHAMKUNNU AMSOM, DESOM,
MANNARKKAD TALUK.

BY ADV. SRI.M.RAMESH CHANDER

RESPONDENTS: DEFENDANTS
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1. PARAKKOT MUHAMMED @ MANU,
AGED 48 YEARS, S/O HAMSA,
THIRUVIZHAMKUNNU AMSOM, DESOM,
AMBALAPPARA.

2. ABDUL SALAM, AGED ABOUT 33 YEARS,
KOTTAPPALLA, THOTTASSERY MALAYIL,
EDATHANATTUKARA AMSOM, DESOM,
MANNARKKAD TALUK.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) 32063/07

Appendix

Petitioner's Exts:

Ext.P1 photostat copy of application submitted by petitioner dated 19.6.07.

Ext.P2 photostat copy of objection filed by respondents dated 19.6.2007.

Ext.P3. true copy of order in IA 473/07 in OS 50/04 of the court of Munsiff dated 25.6.07.

Ext.P4 true copy of order in IA 474/07 in OS 50/04 of the court of Munsiff Mannarkkad dt. 25.6.07.

M.N.Krishnan, J.

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W.P(C).No.32063 of 2007

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Dated this the 30th day of October, 2007.

JUDGMENT

It is submitted that the suit itself has been dismissed and only a restoration application is pending. If the matter is restored and if the writ petitioner wants to pursue his remedy, dismissal of this Writ Petition will not be a bar if it is otherwise maintainable.

Writ Petition is dismissed.

M.N.Krishnan,
Judge.

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